

**PATENT****IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

IN RE APPLICATION OF:

Liu *et al.*

APPLICATION No.: 10/825,457

FILED: April 14, 2004

FOR: METHOD OF TREATMENT USING INTERFERON-TAU

EXAMINER: Dang, I.

ART UNIT: 1647

CONF. NO: 8343

**Terminal Disclaimer**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Pepgen Corporation, Assignee of the entire right, title and interest in the above-identified patent application by virtue of an Assignment recorded in the U.S. Patent and Trademark Office at Reel 015660, Frame 0893, on August 9, 2004, hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. § 154 to § 156 and § 173, as presently shortened by any terminal disclaimer, of U.S. Patent No. 7,083,782 B2, issued on August 1, 2006; of co-pending application no. 10/592,162, filed on September 8, 2006; of co-pending application no. 10/825,068, filed on April 14, 2004; of co-pending application no. 10/825,382, filed on April 14, 2004; of co-pending application no. 10/884,741, filed on July 2, 2004; of co-pending application no. 10/991,653, filed on November 17, 2004; of co-pending application no. 11/040,706, filed on January 21, 2005; of co-pending application no. 11/078,608 filed on March 10, 2005; of co-pending application no. 11/112,369 filed on April 22, 2005; of co-pending application no. 11/298,955 filed on December 9, 2005; of co-pending application no. 11/298,972 filed on December 9, 2005; and of co-pending application no. 11/410,438 filed on April 24, 2006.

The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the above-listed patents and/or patent applications are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

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In making the above disclaimer, the owner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154 to § 156 and § 173 of the above-listed patents and/or applications, as presently shortened by any terminal disclaimer, in the event that said patent(s)/application(s) later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. §1.321, has all claims cancelled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

1. Authority of Undersigned

The undersigned is an attorney or agent of record.

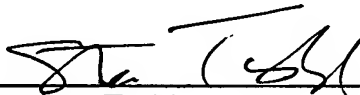
2. Fee Payment

- ☒ A check for \$355.00, which covers the Terminal Disclaimer fee under 37 C.F.R. § 1.20 (d), is enclosed.

Respectfully submitted,  
Perkins Coie LLP

Date:

July 24, 2007

  
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